

UNITED STATES DISTRICT COURT

Southern District of California

Sy Lee Castle

Plaintiff,

v.

Case No.: 3:08-cv-00347-DMS-POR

Judge Dana M. Sabraw

M Ramirez, et al.

Defendant.

JUDGMENT IN A CIVIL CASE

 Jury Verdict. This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

 X **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED Plaintiffs First Amended Complaint is Dismissed for failing to state a claim upon which relief may be granted pursuant to 28 U.S.C. § 1915(e)(2)(B) and § 1915A(b). Moreover, because the Court finds amendment of Plaintiffs § 1983 claims would be futile at this time, leave to amend is Denied.

W. Samuel Hamrick, Jr.,
Clerk of the Court

Date: 8/11/08

By: s/ L. Odierno, Deputy Clerk

ENTERED ON: August 11, 2008